

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 GARY E. THOMAS,
4 Plaintiff,

5 vs.

6 CENTRAL RESEARCH, *et al.*,
7 Defendants.

2:20-cv-01777-RFB-VCF

ORDER

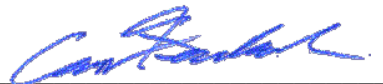
MOTION TO PROCEED IN FORMA
PAUPERIS (ECF No. 1); COMPLAINT (ECF
No. 1-1)

10 Pro se plaintiff Gary E. Thomas filed a complaint (ECF No. 1-1), but he did not pay the filing fee
11 until a few days later. Since the plaintiff did not pay his filing fee concurrently, the Clerk did not file his
12 complaint. Plaintiff can proceed with his case pro se, without prior screening, since he is not a prisoner,
13 he is not proceeding in forma pauperis, and he paid the filing fee. See 28 U.S.C. § 1915(e)(2)(B); See
14 also *Salat v. County of Sacramento*, 2015 U.S. Dist. LEXIS 89314, 2 citing to 28 U.S.C. § 1915(e)(2)(B)
15 and *Bardes v. Magera*, 2008 U.S. Dist. LEXIS 49289, 2008 WL 2627134 10 (D.S.C. 2008) (finding that
16 **it is error** to screen a non-prisoner pro se plaintiff's complaint when the plaintiff pays the filing
17 fee)(emphasis added).

18 Accordingly,

19 I ORDER that the Clerk of Court is directed to file the Complaint (ECF No. 1-1).

20 DATED this 24th day of October 2023.

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22 CAM FERENBACH
23 UNITED STATES MAGISTRATE JUDGE
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